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10/798,824	03/10/2004	Asad Islam	944-001.128	5034
4955 7590 02/02/2010 WARE FRESSOLA VAN DER SLUYS & ADOLPHSON, LLP BRADFORD GREEN, BUILDING 5 755 MAIN STREET, P O BOX 224 MONROE, CT 06468				
EXAMINER				
DANG, HUNG Q				
ART UNIT		PAPER NUMBER		
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**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## **DETAILED ACTION**

### ***Response to Arguments***

Applicant's arguments filed 01/04/2010 have been fully considered but they are not persuasive.

On pages 3-4, Applicant argues that Hamada does not disclose or suggest that the picture selected to be the thumbnail picture is decoded and the thumbnails are not used to achieve a video effect.

In response, Examiner respectfully disagrees and submits that the picture is decoded as described in the decoding step of Wee's teachings (see Wee column 11, lines 9-32). Although in the cited section, Wee discloses as few as four frames are decoded, his teachings still read on the limitation of "decoding at least one video frame ...". In other words, the claim does not recite "only one frame is decoded", but "providing one decoded frame". Assuming that even it is required that only one frame is decoded, then from the teachings using the exemplary description given by Wee, one of ordinary skill in the art would recognize that in case a video effect to be made on one picture that happens to be an I-frame, it would not require decoding four frames at all. In such a particular case, only the I-frame needs to be decoded. Although Wee does not explicitly describe this case in the reference, it is clearly within the scope and spirit of his invention. Further, Hamada teaches using an extracted picture for generating a marking thumbnail, that is, only one picture is needed. Therefore, the teachings of Wee and Hamada disclose the limitation of "providing only one decoded video frame and changing said only one decoded video frame".

Moreover, from an original video frames, a new presentation of the video frames is made by generating an effect of making it accessible through predetermined marked points. In other words, via selecting one of the generated marking thumbnails, a visual video effect can be seen (a new scene is immediately presented in place of the current scene). As such, it achieves a video effect as recited in the claim.

Therefore, Applicant's arguments are not persuasive.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hung Q. Dang whose telephone number is (571)270-1116. The examiner can normally be reached on IFT.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, THAI Q. TRAN can be reached on 571-272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Hung Q Dang/  
Examiner, Art Unit 2621

/Thai Tran/

Supervisory Patent Examiner, Art Unit 2621